

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: By Vice-Chairman Jim Keane, on February 1, 2007
at 8:00 A.M., in Room 172 Capitol.

ROLL CALL

Members Present:

Rep. Scott Mendenhall, Chairman (R)
Rep. Jim Keane, Vice Chairman (D)
Rep. Mike Milburn, Vice Chairman (R)
Rep. Elsie Arntzen (R)
Rep. Shannon Augare (D)
Rep. Scott Boggio (R)
Rep. Ernie Dutton (R)
Rep. Kevin T. Furey (D)
Rep. Ralph Heinert (R)
Rep. Llew Jones (R)
Rep. Harry Klock (R)
Rep. Michele Reinhart (D)
Rep. Wayne Stahl (R)
Rep. Bill Thomas (D)
Rep. Kendall Van Dyk (D)
Rep. Jonathan Windy Boy (D)

Members Excused: None

Members Absent: None

Staff Present: Bart Campbell, Legislative Branch
Nancy Kraft, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 513, 1/31/2007
Executive Action: HB 158; HB 358; HB 390; HB 409; HB
430; HB 436

HEARING ON HB 513

Opening Statement by Sponsor:

00:00:45 Rep. Jack Wells (R), HD 69, opened the hearing on HB 513, Authorize termination at-will employment.

Proponents' Testimony: None

Opponents' Testimony:

00:07:08 Mike Meloy
00:21:42 Don Judge, Teamsters' Local 190
00:25:43 Evan Barrett, Governor's Office of Economic Development
00:28:04 John Alke, Montana Defense Trial Lawyers' Association
00:32:11 J. C. Weingartner, Montana Education Association-
Montana Federation of Teachers
00:35:23 Andrea Olsen, Montana Trial Lawyers' Association
00:37:11 J. D. Lynch, Montana State Building Trades
00:37:25 Jason Miller, Montana State AFL-CIO

Informational Testimony:

Questions from Committee Members and Responses:

00:37:44 Rep. Dutton
00:38:59 Mr. Meloy
00:42:52 Rep. Keane
00:43:26 Mr. Alke

Closing by Sponsor:

00:43:48 Rep. Wells
00:43:55 Chairman Mendenhall arrived.
00:50:54 Break

Presentation on Criminal Justice Agency Information/Designation

01:05:10 Pam Bucy, Department of Justice
EXHIBIT(buh22a01)
01:06:44 Rep. Keane
01:08:00 Ms. Bucy
01:09:04 Rep. Van Dyk
01:10:00 Ms. Bucy
01:10:40 Rep. Van Dyk
01:11:15 Mark Cadwallader, Department of Labor and Industry

01:14:23 Rep. Dutton

01:15:11 Ms. Bucy

EXECUTIVE ACTION ON HB 158

01:24:00 **Motion:** Rep. Jones moved that HB 158 **DO PASS.**

01:24:50 **Motion:** Rep. Jones moved that HB 158 **BE AMENDED.**

EXHIBIT (buh22a02)

Discussion:

01:25:16 Bart Campbell

01:28:09 **Vote:** Motion carried unanimously by voice vote.

01:28:25 **Motion/Vote:** Rep. Jones moved that HB 158 **DO PASS AS AMENDED.** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 358

01:30:37 **Motion:** Rep. Dutton moved that HB 358 **DO PASS.**

Discussion:

01:31:55 Rep. Keane

01:32:23 Rep. Van Dyk

01:33:22 Rep. Dutton

01:33:50 **Vote:** Motion carried 9-7 by roll call vote with Reps. Augare, Furey, Keane, Reinhart, Thomas, Van Dyk, and Windy Boy voting no.

EXECUTIVE ACTION ON HB 390

01:38:57 Rep. Arntzen

EXHIBIT (buh22a03)

01:40:04 **Motion:** Rep. Stahl moved that HB 390 **DO PASS.**

Discussion:

01:40:19 Rep. Jones

01:41:18 Rep. Keane

01:42:22 Rep. Mendenhall

01:42:44 **Vote:** Motion carried 10-6 by roll call vote with Reps. Dutton, Heinert, Mendenhall, Milburn, Van Dyk, and Windy Boy voting no.

EXECUTIVE ACTION ON HB 409

01:44:02 **Motion:** Rep. Jones moved that HB 409 **DO PASS**.
01:44:15 **Motion:** Rep. Jones moved that HB 409 **BE AMENDED**.
[EXHIBIT](#)(buh22a04)

Discussion:

01:44:36 Bart Campbell
01:45:23 Rep. Arntzen

01:46:12 **Vote:** Motion carried unanimously by voice vote.
01:46:31 **Motion:** Rep. Jones moved that HB 409 **DO PASS AS AMENDED**.

Discussion:

01:49:05 Rep. Keane
01:50:15 Rep. Thomas
01:51:28 Rep. Milburn
01:52:04 Rep. Jones
01:53:42 Rep. Dutton
01:54:47 Rep. Jones
02:01:19 Rep. Keane

02:01:42 **Vote:** Motion carried 15-1 by roll call vote with Rep. Mendenhall voting no.

EXECUTIVE ACTION ON HB 430

02:03:08 **Motion:** Rep. Windy Boy moved that HB 430 **DO PASS**.
02:03:29 **Motion:** Rep. Keane moved that HB 430 **BE AMENDED**.
[EXHIBIT](#)(buh22a05)

Discussion:

02:03:49 Bart Campbell
02:05:55 Rep. Keane
02:06:31 Rep. Jones

02:08:32 **Vote:** Motion carried 14-2 by roll call vote with Reps. Arntzen and Mendenhall voting no. Rep. Stahl voted by proxy.
02:09:37 **Motion:** Rep. Windy Boy moved that HB 430 **DO PASS AS AMENDED**.

Discussion:

02:09:52 Rep. Milburn
02:10:30 Rep. Keane
02:10:56 Rep. Jones
02:11:14 Rep. Arntzen
02:12:42 Rep. Windy Boy
02:12:57 Rep. Mendenhall

02:13:32 **Vote:** Motion failed 7-9 by roll call vote with Reps. Augare, Furey, Keane, Reinhart, Thomas, Van Dyk, and Windy Boy voting aye. Rep. Stahl voted by proxy.

02:14:38 **Substitute Motion/Vote:** Rep. Keane made a substitute motion that HB 430 **BE TABLED AND THE VOTE REVERSED**. Substitute motion carried unanimously by voice vote. Rep. Stahl voted by proxy.

Discussion:

02:15:05 Rep. Thomas
02:15:41 Mr. Campbell

EXECUTIVE ACTION ON HB 436

02:16:33 **Motion:** Rep. Keane moved that HB 436 **DO PASS**.

Discussion:

02:17:40 Rep. Jones
02:18:41 Rep. Augare
02:19:09 Rep. Van Dyk
02:20:04 Rep. Mendenhall

EXHIBIT (buh22a06)

02:20:28 Mr. Campbell

02:20:39 **Vote:** Motion failed 1-15 by roll call vote with Rep. Keane voting aye. Rep. Stahl voted by proxy.

02:21:26 **Substitute Motion/Vote:** Rep. Milburn made a substitute motion that HB 436 **BE TABLED AND THE VOTE REVERSED**. Substitute motion carried unanimously by voice vote. Rep. Stahl voted by proxy.

Additional Exhibits:

Document pertaining to HB 513 submitted following the hearing and completion of these minutes.

EXHIBIT (buh22a07)

ADJOURNMENT

02:22:09 Adjournment: 10:35 A.M.

REP. SCOTT MENDENHALL, Chairman

NANCY KRAFT, Secretary

SM/nk

Additional Exhibits:

EXHIBIT ([buh22aad.pdf](#))